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EXTRAORDINARY

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MINISTRY OF FOOD & AGRICULTURE

(Department of Food)

ORDERS

New Delhi, the 20th December 1957

S.R.O. 4076.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order, namely:—

1. Short title, extent and commencement.—(1) This Order may be called the Bihar Foodgrains (Export Control) Order, 1957.

(2) It extends to the whole of the State of Bihar.

(3) It shall come into force at once.

2. Definitions.—In this Order, unless the context otherwise requires,—

(a) "export" means to take or cause to be taken from any place within the State of Bihar to any place outside it;

(b) "foodgrains" means any of the foodgrains specified in the Schedule below;

(c) "State Government" means the Government of the State of Bihar.

3. Restrictions on export of foodgrains.—No person shall export or attempt to export or abet the export of foodgrains except under and in accordance with a permit issued by the State Government or by an officer appointed by the State Government in this behalf:

Provided that nothing contained herein shall apply to the export of foodgrains:—

(i) not exceeding five seers in weight in the aggregate by a *bona fide* traveller as part of his luggage;

or

(ii) on Government account;

or

(iii) under and in accordance with Military Credit Notes.

(3085)

4. **Powers of entry, search, seizure, etc.**—Any person authorised in this behalf by the State Government may, with a view to securing compliance with this Order or to satisfying himself that this Order has been complied with:—

- (1) stop and search, or authorise any person to stop and search any person, boat, motor or any vehicle or receptacle used or capable of being used for the export of foodgrains;
- (2) enter and search and authorise any person to enter and search any place;
- (3) seize or authorise the seizure of any article in respect of which he suspects that any provision of this Order has been, is being or is about to be contravened, along with the packages, coverings or receptacles in which such article is found or the animals, vehicles, vessels, boats or conveyances used in carrying such article and thereafter take or authorise the taking of all measures necessary for securing the production of the packages, coverings, receptacles, animals, vehicles, vessels, boats or conveyances so seized in a court and for their safe custody pending such production:

Provided that in the exercise of the powers of entry under this clause the authorised officer shall pay due regard to the social and religious customs of the occupants of the premises:

Provided further that if any such premises be found locked up or unoccupied or unattended by or on behalf of the owner or occupier, the same may, in the presence of two witnesses, be broken open and entered upon for all or any of the aforesaid purposes.

THE SCHEDULE

1. Rice, Paddy and their products;
2. Wheat and wheat products;
3. Maize;
4. Gram and gram products;
5. Barley and barley products.

[No. 204(30)/57-PY.II.]

S.R.O. 4077.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order, namely:—

1. **Short title, extent and commencement.**—(1) This Order may be called the Madhya Pradesh Rice (Export Control) Order, 1957.

(2) It extends to the whole of the State of Madhya Pradesh.

(3) It shall come into force at once.

2. **Definitions.**—In this Order, unless the context otherwise requires—

- (a) "export" means to take or cause to be taken from any place within the State of Madhya Pradesh to any place outside that State;
- (b) "rice" includes paddy and products of rice and paddy other than rice husk and bran;
- (c) "State Government" means the Government of the State of Madhya Pradesh.

3. **Restrictions on export of rice.**—No person shall export or attempt to export or abet the export of rice except under and in accordance with a permit issued by the State Government or by the officer appointed by the State Government in this behalf:

Provided that nothing contained herein shall apply to the export of rice:—

(i) not exceeding five seers in weight in the aggregate by a *bona fide* traveller as part of his luggage;

or

(ii) on Government account;

or

(iii) under and in accordance with Military Credit Notes.

4. **Powers of entry, search, seizure, etc.**—Any Police Officer not below the rank of Assistant Sub-Inspector and any person authorised in this behalf by the State Government may, with a view to securing compliance with this Order or to satisfying himself that this Order has been complied with—

- (1) stop and search, or authorise any person to stop and search, any person, boat, motor or any vehicle or receptacle used or capable of being used for the export of rice;
- (2) enter and search and authorise any person to enter and search any place;
- (3) seize or authorise the seizure of any article in respect of which he suspects that any provision of this Order has been, is being or is about to be contravened, along with the packages, coverings or receptacles in which such article is found or the animals, vehicles, vessels, boats or conveyances used in carrying such article and thereafter take or authorise the taking of all measures necessary for securing the production of the packages, coverings, receptacles, animals, vehicles, vessels, boats or conveyances so seized, in a court and for their safe custody pending such production:

Provided that, in the exercise of the powers of entry and search, the authorised officer shall pay due regard to the social and religious customs of the occupants of the premises so entered and searched.

[No. 204(43)/57-PY.II.]

B. P. BAGCHI, Jt. Secy.

